

# United States District Court

For the Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JEFFREY SCHULKEN, et al., ) Case No.: 09-CV-02708-LHK  
Plaintiffs, )  
v. )  
WASHINGTON MUTUAL BANK, ) ORDER RE PRELIMINARY  
HENDERSON, NV, et al., ) APPROVAL HEARING  
Defendants. )

16           In light of the Ninth Circuit’s recent decision in *Dennis v. Kellogg Co.*, No. 11-55674 (9th  
17 Cir. July 13, 2012), the parties are requested to be prepared to discuss at the July 19, 2012  
18 preliminary approval hearing the proposed *cy pres* distribution referenced in Paragraph 8.1 of the  
19 Settlement Agreement. By 5:00 p.m. on Wednesday, July 18, 2012, the parties shall file an up to  
20 three page statement: (1) identifying the proposed recipient organizations, and (2) explaining “the  
21 driving nexus between the plaintiff class and the *cy pres* beneficiaries.” Slip Op. at 8119.

22 IT IS SO ORDERED.

23 || Dated: July 16, 2012

Lucy H. Koh  
LUCY H. KOH  
United States District Judge

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